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FILED IN THE  
U.S. DISTRICT COURT  
EASTERN DISTRICT OF WASHINGTON

Dec 20, 2023

SEAN F. McAVOY, CLERK

UNITED STATES DISTRICT COURT

EASTERN DISTRICT OF WASHINGTON

UNITED STATES OF AMERICA,

No. 2:22-CR-00121-MKD-2

Plaintiff,

ORDER GRANTING UNITED  
STATES' MOTION TO DISMISS  
INDICTMENT

vs.

JOHN PAUL MARTINEZ (2),

ECF No. 132

Defendant.

Before the Court is the United States' Oral Motion to Dismiss Indictment, ECF No. 132. On December 20, 2023, the Court held a pretrial conference in this matter, at which the United States moved to dismiss the charges in the Indictment, ECF No. 1, against Defendant John Paul Martinez (2). Fed. R. Crim. P. 48(a) provides that “[t]he government may, with leave of court, dismiss an indictment, information, or complaint.” The Court has reviewed the record and the motion and finds good cause grant leave to dismiss the Indictment.

ORDER - 1

1 Accordingly, **IT IS HEREBY ORDERED:**

2 1. The United States' Oral Motion to Dismiss Indictment, **ECF No. 132**,

3 is **GRANTED**.

4 2. The Indictment, **ECF No. 1**, is **DISMISSED WITH PREJUDICE** as  
5 to Defendant John Paul Martinez (2).

6 3. All pending deadlines and hearings, if any, are **STRICKEN**, and all  
7 pending motions, if any, are **DENIED AS MOOT**.

8 **IT IS SO ORDERED.** The Clerk's Office is directed to enter this Order,

9 provide copies to counsel, the U.S. Probation Office, and the U.S. Marshals

10 Service, and **CLOSE** the file.

11 **DATED** December 20, 2023.

12 *s/Mary K. Dimke*

13 MARY K. DIMKE

14 UNITED STATES DISTRICT JUDGE